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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/812,653

03/29/2004

Charles M. Lieber

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86110 7590 02/22/2010
Harvard University & Medical School
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EXAMINER

WEISS, HOWARD

ART UNIT

PAPER NUMBER

2814

MAIL DATE

DELIVERY MODE

02/22/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte CHARLES M. LIEBER; THOMAS RUECKES; ERNESTO
JOSELEVICH; KEVIN KIM

Application 10/812,653
Technology Center 2800

Mailed: February 22, 2010

Before MARSHA A. TWITTY, *Paralegal, Board of Patent Appeals and
Interferences.*

ORDER RETURNING UNDOCKETED APPEAL

This application was electronically received by the Board of Patent Appeals and Interferences on February 17, 2010. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

EXAMINER'S CONSIDERATION OF REPLY BRIEF

A Reply Brief was filed in this application on January 12, 2010. There is no evidence on the record indicating that the Examiner has considered the Reply Brief in accordance with 37 CFR CFR § 41.43(a)(1) and MPEP § 1208, part II.

CONCLUSION

The application will be returned to the Examiner for:

- 1) considering the Reply Brief filed January 12, 2010 as indicated above; and,
- 2) for such action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

MAT

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